

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN**

GEICO CORPORATION  
GOVERNMENT EMPLOYEES INSURANCE  
COMPANY  
GEICO GENERAL INSURANCE COMPANY  
GEICO INDEMNITY COMPANY  
GEICO CASUALTY COMPANY  
GEICO ADVANTAGE INSURANCE COMPANY  
GEICO CHOICE INSURANCE COMPANY  
GEICO SECURE INSURANCE COMPANY  
GEICO COUNTY MUTUAL INSURANCE  
COMPANY

*Plaintiffs,*

v.

AISIN SEIKI CO., LTD.  
AISIN AUTOMOTIVE CASTING, LLC  
ASMO CO., LTD.  
ASMO NORTH AMERICA, LLC  
ASMO GREENVILLE OF NORTH CAROLINA,  
INC.  
ASMO MANUFACTURING, INC.  
DENSO CORPORATION  
DENSO INTERNATIONAL AMERICA, INC.  
DENSO INTERNATIONAL KOREA  
CORPORATION  
DENSO KOREA AUTOMOTIVE CORPORATION  
DENSO AUTOMOTIVE DEUTSCHLAND GMBH  
DTR INDUSTRIES, INC.  
FURUKAWA ELECTRIC CO., LTD.  
AMERICAN FURUKAWA, INC.  
G.S. ELECTECH, INC.  
G.S. WIRING SYSTEMS INC.  
G.S.W. MANUFACTURING, INC.  
LEONI WIRING SYSTEMS, INC.  
LEONISCHE HOLDING INC.

Case No. 17-10893

Judge: Hon. Marianne Battani

Magistrate Judge: Hon. Mona  
Majzoub

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**STIPULATION AND ORDER**

MITSUBISHI ELECTRIC CORPORATION  
MITSUBISHI ELECTRIC AUTOMOTIVE  
AMERICA, INC.  
MITSUBISHI ELECTRIC U.S. HOLDINGS, INC.  
NSK AMERICAS, INC.  
NSK LTD.  
NSK STEERING SYSTEMS CO., LTD.  
NSK STEERING SYSTEMS AMERICA, INC.  
OMRON AUTOMOTIVE ELECTRONICS CO.,  
LTD.  
SCHAEFFLER GROUP USA INC.  
SUMITOMO RIKO CO. LTD.  
TOKAI RIKO CO., LTD.  
TRAM INC. D/B/A TOKAI RIKO U.S.A. INC.  
VALEO CLIMATE CONTROL CORP.  
VALEO ELECTRICAL SYSTEMS, INC.  
VALEO INC.  
VALEO JAPAN CO., LTD.

*Defendants.*

Plaintiffs GEICO Corporation, Government Employees Insurance Co., GEICO General Insurance Co., GEICO Indemnity Co., GEICO Casualty Co., GEICO Advantage Insurance Co., GEICO Choice Insurance Co., GEICO Secure Insurance Co., GEICO County Mutual Insurance Co. (“Plaintiffs”) and Defendants Aisin Seiki Co., Ltd. and Aisin Automotive Casting, LLC (“Aisin”); DENSO Corporation, DENSO International America, Inc., DENSO International Korea Corporation, DENSO Korea Automotive Corporation, DENSO Automotive Deutschland GmbH, ASMO Co., Ltd., ASMO North America, LLC, ASMO Greenville Of North Carolina, Inc., and ASMO Manufacturing, Inc. (“DENSO”); Furukawa Electric Co., Ltd., American Furukawa, Inc. (“Furukawa”); G.S. Electech, Inc., G.S. Wiring Systems Inc., and G.S.W. Manufacturing, Inc. (“G.S. Electech”); LEONI Wiring Systems, Inc., and Leonische Holding Inc. (“LEONI”); Mitsubishi Electric Corporation, Mitsubishi Electric Automotive America, Inc., and Mitsubishi Electric U.S. Holdings, Inc. (“Mitsubishi Electric”); NSK Americas, Inc., NSK Ltd., NSK Steering Systems Co., Ltd., and NSK Steering Systems America, Inc. (“NSK”); Omron Automotive Electronics Co., Ltd. (“Omron”); Schaeffler Group USA Inc. (“Schaeffler”); Sumitomo Riko Co. Ltd. and DTR Industries, Inc. (“Sumitomo Riko”); Tokai Rika Co., Ltd. and Tram Inc. D/B/A Tokai Rika U.S.A. Inc. (“Tokai Rika”); Valeo Climate Control Corp., Valeo Electrical Systems, Inc., Valeo Inc., and Valeo Japan Co., Ltd. (“Valeo”) (collectively, “Defendants”), by and through their undersigned counsel, stipulate as follows:

WHEREAS Plaintiffs filed their Complaint on March 21, 2017;

WHEREAS Plaintiffs and Defendants agreed upon a consolidated schedule for filing pleadings and motions in response to the Complaint and subsequent briefing;

WHEREAS the Court accepted the agreed upon schedule and entered an order on October 25, 2017 providing that Defendants would answer or move to dismiss the Complaint within 90 days of the later of either (a) the entry of an order regarding the Motion to Dismiss

filed on April 14, 2017 in Case No. 16-cv-13189 in the United States District Court for the Eastern District of Michigan, or (b) the filing of an Amended Complaint in this case, or, if an order regarding the Motion to Dismiss in Case No. 16-cv-13189 was not issued by March 20, 2018, Defendants would answer or move to dismiss the Complaint by June 18, 2018;

WHEREAS an order regarding the Motion to Dismiss in Case No. 16-cv-13189 was not issued by March 20, 2018;

WHEREAS Plaintiffs and Defendants agreed upon an extension to the consolidated schedule for filing pleadings and motions in response to the Complaint and subsequent briefing;

WHEREAS the Court accepted the agreed upon extension to the schedule and entered an order on June 13, 2018 providing that Defendants would answer or move to dismiss the Complaint by August 17, 2018;

WHEREAS Plaintiffs and Defendants agreed upon a further extension to the consolidated schedule and submitted a stipulation and proposed order detailing the same (which has not yet been entered by the Court) stipulating that Defendants would answer or move to dismiss the Complaint by the earlier of either (a) 60 days after the entry of an order regarding the Motion to Dismiss filed on April 14, 2017, in Case No. 16-cv-13189 in the United States District Court for the Eastern District of Michigan, or (b) Friday, February 1, 2019; and

WHEREAS an order regarding the Motion to Dismiss in Case No. 16-cv-13189 was issued by the Court on August 30, 2018 in which the Court granted in part the motion to dismiss and directed Plaintiffs “to commence a separate suit for each of the alleged part-specific conspiracies.” Opinion and Order Regarding Defendants’ Collective Motion to Dismiss Second Amended Complaint, No. 2:16-cv-13189-MOB-MKM, ECF No. 74 (Aug. 30, 2018), at 11;

NOW THEREFORE, IT IS HEREBY STIPULATED, subject to Court approval, that the schedule governing the timing for filing responsive pleadings or motions to dismiss the Complaint and any subsequent briefing shall be amended as follows:

1. Defendants need not answer or move to dismiss the current Complaint filed on March 21, 2017 in the above-captioned case.
2. The Parties shall meet and confer about a schedule for Defendants to respond to Plaintiffs' part-specific complaints after those complaints have been filed.
3. Entry into this stipulation by Defendants shall not constitute a waiver of (a) any jurisdictional defenses that may be available under Rule 12 of the Federal Rules of Civil Procedure, (b) any affirmative defenses under Rule 8 of the Federal Rules of Civil Procedure or (c) any other statutory or common law defenses that may be available to Defendants in this or any other related actions. Defendants expressly reserve their right to raise any such defenses (or any other defense) in response to the current complaint or any part-specific complaint.

**IT IS SO STIPULATED.**

DATED: October 29, 2018

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**IT IS SO ORDERED.**

Date: November 7, 2018

s/Marianne O. Battani  
MARIANNE O. BATTANI  
United States District Judge